

Valtena G. Brown, Deputy Superintendent/Chief Operating Officer  
School Operations

**SUBJECT:** REQUEST SCHOOL BOARD APPROVAL OF ONE CHARTER SCHOOL APPLICATION, TWO AMENDED CHARTER SCHOOL CONTRACTS AND ONE CHARTER SCHOOL CONTRACT RENEWAL

**COMMITTEE:** PERSONNEL SERVICES AND STUDENT AND SCHOOL SUPPORT

**LINK TO STRATEGIC BLUEPRINT:** RELEVANT, RIGOROUS AND INNOVATIVE ACADEMICS

### **APPLICATIONS**

Section 1002.33, F.S., authorizes the establishment of charter schools in Florida. As provided in Section 1002.33(6), F.S., and School Board Policy 9800, *Charter Schools*, Miami-Dade County Public Schools (M-DCPS) receives and reviews charter school applications from individuals and/or organizations. Section 1002.33(6)(B)(3), F.S., allows for submission of charter applications at any time of the year and requires School Boards to approve or deny them no later than 60 days after receipt, unless the applicant and the sponsor mutually agree to a later date. This item recommends approval of one of six charter school applications received for the 2016 cycle, to date. If this application is approved, this charter school could open for the 2017-2018 school year. (*Note: Legislation passed in 2016 affords charter schools the opportunity to defer the opening of the school's operations for up to 2 years to provide time for adequate facility planning.*)

### **APPLICATION EVALUATION**

Pursuant to School Board Policy 9800, *Charter Schools*, the District reviews all applications using an evaluation instrument developed by the Florida Department of Education (FLDOE) and may include additional information or documents requested by the District. The Standard Model Application includes standards of evaluation, certification and assurance declarations and an Applicant History Addendum. The Sponsor shall deny any application that does not comply with the State's statutory requirements and rules and/or Sponsor's instructions for charter school applications.

The Superintendent has appointed the Application Review Committee (ARC) with the responsibility to review and evaluate charter school applications after an initial technical review is conducted by staff. The ARC is comprised of representatives from various District departments and is charged with identifying strengths and deficiencies in the written application and/or areas that require clarification to fully evaluate the quality of the application or the capacity of the applicant to properly implement the proposed plan.

Pursuant to School Board Policy, one (1) charter school application is being presented for final consideration by the School Board. An overview of the charter school application is contained in the following table. Additional details can be found in Attachment "A", which is provided under separate cover but is included and incorporated by reference in this Board item.

**D-65**

Table 1: Applications Recommended for Approval					
Type of Application		Proposed Name of School	Legal Entity	Committee Recommendation	Supporting Documentation
1.	High-Performing Replication*	Somerset Palms Academy	Somerset Academy, Inc.	Approval	Attachment A

\*Pursuant to s.1002.33 (6), F.S., a "high-performing" charter school may submit an application in any school district in the state to establish and operate a new charter school that will substantially replicate its educational program.

### DUE PROCESS

To ensure proper notice and due process, the applicant was noticed of the Superintendent's recommendation to the School Board and provided a copy of the final evaluation prior to this School Board Meeting. The applicant was also informed of the School Board's Personnel Services and Student and School Support Committee Meeting and procedures for requesting to appear before the School Board at meetings and public hearings.

### AMENDED CHARTER SCHOOL CONTRACTS

Section 1002.33(7), F. S., states that the major issues involved in the operation of charter schools be considered in advance and written into a charter school contract between the charter school and the School Board following a public meeting. Pursuant to School Board Policy 9800, *Charter Schools*, the two (2) charter school contracts presented in this board item were required to go before the M-DCPS' Charter School Contract Review Committee (CRC). Additional details for each contract can be found in Attachment "A", which is provided under separate cover but is included and incorporated by reference in this Board item. The recommendations are as follows:

Table 2: Amendments					
Type of Amendment		Name of School	Legal Entity	Committee Recommendation	Supporting Documentation
1.	Add Location/ Enrollment Increase	Somerset Academy (High Performing Charter School)	Somerset Academy, Inc.	Approval	Attachment A
2.	Delete Location/ Add Location/ Enrollment Decrease	Sports Leadership & Management (SLAM) Middle School (North Campus) (Initial opening 2017)	Sports Leadership & Management Foundation, Inc.	Approval	Attachment A

### CHARTER SCHOOL RENEWALS

Section 1002.33(7)(b), F. S., states that a charter may be renewed provided that a program review demonstrates that the significant components of the charter application have been successfully accomplished and that none of the following grounds for nonrenewal/termination have been established: (1) failure to participate in the state's education accountability system or failure to meet the requirements for student performance stated in the charter; (2) failure to meet generally accepted standards of fiscal management; (3) violation of law; or (4) other good cause. Pursuant to School Board Policy 9800, *Charter Schools*, one (1) charter school contract renewal presented in this board item was required to be negotiated by the MDCPS' CRC. Additional details for this renewal contract can be found in Attachment "A", which is provided under separate cover but is included and incorporated by reference in this Board item. The renewal recommendation is as follows:

<i>Type of Renewal</i>		<i>Name of School</i>	<i>Legal Entity</i>	<i>Committee Recommendation</i>	<i>Supporting Documentation</i>
1.	5-year Renewal/Corrective Action Plan	ASPIRA Arts DECO	ASPIRA of Florida, Inc.	Approval	Attachment A

**DISTRICT IMPACT**

Any significant increase in charter school student enrollment (Charter FTE) directly impacts the District's operating budget as well as instructional and non-instructional staffing levels. The application presented on this Board item represents a potential increase in overall charter school enrollment, while the two amended contracts represent an actual increase in overall charter school enrollment.

To ensure that the District's financial position remains positive, Board authorization is requested to allow a Reduction-in-Force/Layoff only if it becomes necessary. Any such Reduction-in-Force/Layoff affecting instructional and non-instructional staff would be implemented in accordance with School Board policies and applicable collective bargaining agreements. The number of position reductions will not exceed the stated Initial Loss included in this item and will be re-evaluated and adjusted in subsequent years to reflect changes in FTE. Additional information on the impact is provided in Attachment "A".

<b>District Impact</b>	<b>Initial Loss</b>		<b>Initial Loss - Human Capital</b>			
	<b>Total FEFP Revenue (\$)</b>	<b>Projected Charter FTE (#)</b>	<b>Instructional Positions</b>		<b>Non-Instructional Positions</b>	<b>Total Positions</b>
			<b>Core<sup>1</sup></b>	<b>Non-Core<sup>2</sup></b>		
<b>Amendments (2)<sup>3</sup></b>	479,135	79	4	2	3	9
<b>TOTAL INITIAL LOSS:</b>	<b>479,135</b>	<b>79</b>	<b>4</b>	<b>2</b>	<b>3</b>	<b>9</b>

Copies of the contracts have been transmitted to the School Board Members under separate cover and will be available for inspection by the public in the Office of Board Recording Secretary, Room 924, and in the Citizen Information Center, Room 158, 1450 N.E. Second Avenue, Miami, Florida 33132.

<sup>1</sup>Core includes: elementary education, language arts/reading, mathematics, science, and social science.

<sup>2</sup>Non-Core includes: electives and all other subject areas and programs.

<sup>3</sup>SLAM and ASPIRA are not included in this figure because the amendment/renewal does not result in an enrollment increase or the initial loss has already been accounted.

**RECOMMENDED:** That The School Board of Miami-Dade County, Florida:

1. Approve a charter school application for Somerset Academy, Inc., on behalf of Somerset Palms Academy, for a high performing replication of Somerset Preparatory Academy at Silver Palms (WL 0332).
2. Approve two (2) amended charter school contracts:
  - A. Somerset Academy, Inc. on behalf of Somerset Academy to (i.) add a permanent second campus at 19701 S.W. 127 Avenue, 19850 S.W. 125 Avenue, 19850 S.W. 125 Avenue and 19655 S.W. 127 AVE Miami, FL 33177 (Folio Nos.: 30-6901-004-0150, 30-6901-004-0130, 30-6901-004-0190, 30-6901-004-0210, 30-6901-004-0140, and 30-6901-004-0180); and (ii.) limit the second campus student enrollment to 105 Kindergarten students only, thereby increasing the total maximum enrollment from 700 students to 805 students, commencing with the 2016-2017 school year and ending on June 30, 2028; and
  - B. Sports Leadership and Management Foundation, Inc. on behalf of Sports Leadership and Management (SLAM) Middle School – North Campus to (i.) grant a second, and last, one-year deferral, designating the 2016-2017 school year as a planning year and the 2017-2018 school year as the first year of operation; (ii.) decrease maximum student enrollment from 750 students to a maximum of 450 students; (iii.) add a permanent facility located at 16601 N.E. 15 Avenue and 1601 N.E. 165 Street, North Miami Beach, Florida 33162 (Folio Nos.: 07-2217-003-0440, 07-2217-003-0010 and 07-2217-003-0011); and (vi.) delete the original location at the intersection of N.W. 183 Street and N.W. 89 Avenue, Hialeah, Florida 33015, commencing with the 2017-18 school year and ending on June 30, 2021.
3. Approve a renewal charter school contract for ASPIRA of Florida, Inc. on behalf of ASPIRA Arts DECO to (i.) renew the contract for a 5-year term, commencing with the 2016-2017 school year and ending on June 30, 2021; (ii.) add a permanent campus located at 50 N.E. 19 Terrace and 61 N.E. 19 Terrace, Miami, Florida 33132 (Folio Nos.: 01-3136-002-0330 and 01-3136-02-0320); (iii.) remain at the current facility located at One N.E. 19 Street, Miami, Florida 33132 (a/k/a 1900 N.E. Miami Court) until completion of construction at the permanent site; and (iv.) delete the reference to the unused facility located at 1851 Palm Avenue, Hialeah, Florida 33010.
4. Approve a Reduction-in-Force/Layoff as needed, only to the extent described in this item as Total Initial Loss, in accordance with School Board Policies and applicable collective bargaining agreements.

VGB:mm  
Attachment

**School Board Agenda Item D-65  
ATTACHMENT A**

**APPLICATIONS:**

- Somerset Palms Academy\*

**RENEWALS:**

- Aspira Arts DECO

**AMENDMENTS:**

- Somerset Academy
- Sports Leadership & Management (SLAM) Middle School (North Campus)

\* Denotes "high performing" charter

APPLICATIONS									
(1)(2)(3)	(4)(5)	(6)	(7)		(8)	(9)	(10)		
Name of School	Proposed School's Location	Term  Initial Year	Grade Levels	Enrollment	Zones/ Theme	Funding/ Gov. Board Members	POTENTIAL DISTRICT IMPACT (2017/2018)		
	Possible Impacted Traditional Schools		Initial Year  Maximum Capacity				Revenue Positions  Insur Non-Insur		
<b>Somerset Palms Academy</b>  Legal Entity: Somerset Academy, Inc. LOP: Academica Dade, LLC  (High-Performing Replication of Somerset Silver Prep at Palms – WL 0332)  Feeder Pattern: Not identified	N/A	5 years	K-6	624	N/A	Governing Board Members: Lourdes Isla-Marrero, Principal, Mater Gardens Academy; David Concepcion, Chief Administrative Officer/Federal Defenses, Northern District of Colombia; Ana Cristina Diaz, Principal, Pinecrest PA, Miami-Dade; George B. Ozuna, Hydrologist, U.S. Geological Survey (USGS); Jennifer G. Esquijarosa, Sr. Project & Event Manager, Eventus Marketing, LLC; Louis J. Marin, Risk Management Officer, Generations Federal Credit Union; Todd German, Investment Advisor, Keys Wealth Management; and Tony Morales, Consulting Director, 180 Degrees Consulting.	\$1,200,870		
	N/A	2017/2022	K-8	888			13	8	

\*As this is only an approved application, the impact is denoted as a "potential" impact and not total initial loss for RIF/Layoff purposes.

AMENDMENTS										
(1)(2)(3)	(4)(5)	(6)	(7)		(8)	(9)	(10)	(11)	(12)	
Name of School	School Location Feeder Pattern	Term Initial/End	Grade Levels	Enrollment	2016 School Grade Rating	Recommended Action(s) and/or Special Provisions	Geographic Area	DISTRICT IMPACT 2016-17 SY		
			Current Year					Revenue Positions	Non-Res.	
			Maximum Capacity					District		
<b>Somerset Academy</b> <i>(High Performing Charter School)</i>  Legal Entity: Somerset Academy, Inc.  ESP: Academica Dade, LLC  Feeder Pattern: Miami Southridge SH  CRC recommended approval on July 14, 2016	19701 S.W. 127 Avenue, Miami, FL	15yrs	K-5	581	A	<b>Recommended Actions:</b> (i.) add a permanent second campus at 19701 S.W. 127 Avenue, 19850 S.W. 125 Avenue, 19850 S.W. 125 Avenue and 19655 S.W. 127 Ave. Miami, FL 33177 (Folio Nos.: 30-6901-004-0150, 30-6901-004-0130, 30-6901-004-0190, 30-6901-004-0210, 30-6901-004-0140, and 30-6901-004-0180); and (ii.) limit the second campus student enrollment to 105 Kindergarten students only, thereby increasing the total maximum enrollment from 700 students to 805 students, commencing with the 2016-2017 school year and ending on June 30, 2028  <b>Special Provisions:</b> (i.) require payment of an administrative fee for the second campus to account for additional district oversight and efforts; and (ii.) offer Resource Room to students with disabilities as applicable.	South Miami Heights  South Region  <b>Navarro VD 7</b>	\$479,135		
	South Miami Heights ES	2013/2028	K-5	700				6	3	
<b>Sports Leadership &amp; Management (SLAM) Middle School (North Campus)</b> Legal Entity: Sports Leadership & Management Foundation, Inc. ESP: Academica Dade, LLC  Feeder Pattern: North Miami Beach SH  CRC recommended approval on July 18, 2016	16601 N.E. 15 Avenue, North Miami Beach, Florida 33162	5yrs (2016-2017 Planning year)	6-8	0	Not yet open	<b>Recommended Actions:</b> (i.) grant a second, and last, 1-year deferral, designating the 2016-2017 SY as an additional planning year and the 2017-2018 SY as the first year of operation; (ii.) decrease maximum student enrollment from 750 students to a maximum of 450 students; and (iii.) add a permanent facility located at 16601 N.E. 15 Avenue and 1601 N.E. 165 <sup>th</sup> Street, North Miami Beach, Florida 33162; and (iv.) delete the original location at the intersection of N.W. 183 Street and N.W. 89 Avenue, Hialeah, Florida 33015, commencing with the 2017-18 SY and ending on June 30, 2021.  <b>Special Provisions:</b> (i.) Submit to the District, the school's marketing and community outreach plan, inclusive of strategies that will ensure equity and access; and (ii.) ensure marketing and recruitment efforts yield a student body that will be reflective of the demographics of the City of NMB instead of the community-at-large.	City of North Miami Beach  Central Region  <b>Karp VD 3</b>	N/A – No increase in FTE		
	John F. Kennedy MS	2016/2021	6-8	750				N/A	N/A	

RENEWAL									
(1)(2)(3)	(4)(5)	(6)	(7)		(8)	(9)	(10)	(11)	(12)
Name of School	School Location Feeder Pattern	Term Initial/Exp.	Grade Levels	Enrollment	2015 School Grade Rating	Special Provisions and/or Requested Action(s)	Geographic Area	DISTRICT IMPACT 2017-2018 SY	
			Current Year					Instructional	Non-Instructional
			Maximum Capacity						
<b>ASPIRA Arts DECO Charter</b> Legal Entity: ASPIRA of Florida, Inc. CMO: ASPIRA of Florida, Inc.  Feeder Pattern: B.T. Washington SH	One N.E. 19 Street Miami, FL 33132	5 years	6-8	421	C	<b>Recommended Actions:</b> (i.) renew the contract for a 5-year term, commencing with the 2016-2017 school year and ending on June 30, 2021; (ii.) add a permanent campus located at 50 N.E. 19 Terrace, Miami, Florida 33132 and 61 N.E. 19 Terrace, Miami, Florida 33132; (iii.) remain at the current facility located at One N.E. 19 Street a.k.a., 1900 N.E. Miami Court, Miami, Florida 33132 until completion of construction at the permanent facility; (iv.) delete the reference to the unused facility located at 1851 Palm Avenue, Hialeah, Florida 33010.  <b>Special Provisions:</b> (i.) implement an academic Corrective Action Plan with a mid-term, high-stakes program review; and (ii.) revise accounting and financial reporting practices.	City of Miami  Central Region  <b>Bendross-Mindingall VD 2</b>	N/A	
	J. De Diego MS	2016/2021	6-8	850					
Total 2017-2018 Instructional Positions:								6	
Total 2017-2018 Non-Instructional Positions:								3	
<b>TOTAL 2017-2018 POSITIONS:</b>								<b>9</b>	

Initial Year Loss (2017-2018 SY): The revenue and positions indicated as "Initial Year Loss" provide an estimate of the potential impact on the District's General Fund (\$479,135.00) instructional staffing (6 positions), and non-instructional staffing (3 positions). The loss of revenue is based on 95% of FEFP funds per student and 75% of the initial year enrollment projection that the District will not realize for the current fiscal year.

Copies of the applications and the evaluations will be transmitted to the School Board Members under separate cover and will be available for inspection by the public in the Office of Board Recording Secretary, Room 924, and in the Citizen Information Center, Room 158, 1450 N.E. Second Avenue, Miami, Florida 33132.